IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 5612 OF 2004

Hussain Badshaha Pinjari ... Applicant

versus

The State of Maharashtra ... Respondent

...

Ms. Leela D. Malu, for the Applicant.

Mr. K.V. Saste, A.P.P., for the Respondent.

...

CORAM : A.M.KHANWILKAR,J.

20th December 2004

P.C.:

. Heard Counsel for the parties. As there is material to suggest that the Applicant was responsible to hold Osman Khan, who was beaten by other co-accused, there is clear overt act so far as the Applicant is concerned, inviting liability under section 302 read with section 34 of the Indian Penal Code. I see no reason to depart from the conclusion reached by the Court below. Not a case for bail. Rejected. However, the trial Court is directed to expedite the hearing of the case. The Principal Judge of the Sessions Court, Greater Mumbai, shall assign the case to the Fast Track Court to ensure early disposal of the trial, if not already done.